

NOTICE AND AGENDA

SUNNYVALE CITY COUNCIL
TUESDAY, JUNE 3, 2008
COUNCIL CHAMBERS, 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA

5 P.M. SPECIAL COUNCIL MEETING (Study Session)

City Council Study Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene Study Session – **Presentation of Background Report for the Economic Development Strategy**
4. Public Comments
5. Adjourn Special Meeting

6 P.M. SPECIAL COUNCIL MEETING (Study Session)

City Council Study Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene Study Session – **Refuse Collection Rates Cost of Service Study and Update on CollectChoice Changes to Residential Collection Policies & Procedures**
4. Public Comments
5. Adjourn Special Meeting

7 P.M. REGULAR MEETING

SALUTE TO THE FLAG

ROLL CALL

(Per Council Policy, the City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain and will be placed at the beginning of the public hearings/general business portion of the ensuing agenda. At approximately 9:30 p.m., Council will make an announcement indicating that items may not be heard after 11:30 p.m. Information provided herein could be subject to change from date of printing of the agenda to the date of the meeting.)

PUBLIC ANNOUNCEMENTS

Each speaker is limited to three minutes for announcements of community events, programs, or recognition.

CONSENT CALENDAR

- 1.A. MOTION Approval of Draft Minutes of April 29, 2008

- 1.B. MOTION Approval of Draft Minutes of May 13, 2008
- 1.C. MOTION Approval of Draft Minutes of Special Meeting of April 30, 2008
- 1.D. MOTION Approval of Draft Minutes of Special Meeting of May 1, 2008
- 1.E. MOTION Approval of Draft Minutes of Special Meeting of May 5, 2008
- 1.F. MOTION Approval of Draft Minutes of Special Meeting of May 15, 2008
- 1.G. MOTION Approval of Information/Action Items – Council Directions to Staff

Fiscal Items

- 1.H. MOTION List of Claims and Bills Approved for Payment by the City Manager –
RTC 08–171 Lists No. 401, 402 & 403

Staff Recommendation: Council reviews the attached lists of bills.

Staff Contact: Karen Theriault, (408) 730-7418

- 1.I. MOTION Authorization to Allocate FY 2007/08 State Public Library Fund Monies,
RTC 08–161 and Approve Budget Modification No. 50

Staff Recommendation: Council approves Budget Modification No. 50 in the amount of \$52,136 and the expenditure of State Public Library Funds for use in the following special project categories: Collection, Improvements to Library Services.

Staff Contact: Deborah Barrow, (408) 730-7315

Contracts

- 1.J. MOTION Authorization for NOVA to Accept Department Of Labor Regional
RTC 08–173 Innovation Grant and Award Subcontract to Joint Venture: Silicon Valley Network for \$150,000 for Coordination of Regional Strategic Plan

Staff Recommendation: Council accepts the grant and awards a \$150,000 contract to Joint Venture: Silicon Valley Network.

Staff Contact: Mike Curran, (408) 730-7248

- 1.K. MOTION Authorization for NOVA to Submit Application for Funding for Homeless
RTC 08–172 Veterans Reintegration Project in the Amount of \$300,000

Staff Recommendation: Council grants the authority to apply for funding to provide employment training services to veterans.

Staff Contact: Mike Curran, (408) 730-7248

- 1.L. MOTION Authorization for NOVA to Apply for STAR Dislocated Worker Funding in
RTC 08–174 an Amount not to Exceed \$6 Million

Staff Recommendation: Council grants the authority to apply for funding to provide employment training services to dislocated workers.

Staff Contact: Mike Curran, (408) 730-7248

Other Items

- 1.M. MOTION Request for Continuance of Approval of the Update of the Seismic Safety
RTC 08–160 and Safety Sub-Element of the Community Development Element

Staff Recommendation: Council continues this item to June 10, 2008.

Staff Contact: Dayton Pang, (408) 730-7139

- 1.N. MOTION Appointment to Vacancy on Child Care Advisory Board
RTC 08-166

Staff Recommendation: Council ratifies the appointment of Melvin Matos to the remainder of the unexpired term (expires June 30, 2012) vacated by Mary Smith on the Child Care Advisory Board.

Staff Contact: Janice Clark, (408) 730-7595

**STAFF RESPONSES TO
PRIOR PUBLIC COMMENTS**

Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Council meetings. Staff will not necessarily respond to all public comments

PUBLIC COMMENTS

*This category is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. Individuals are limited to one appearance during this section.*

PUBLIC HEARINGS/GENERAL BUSINESS

*If you wish to speak to a public hearings/general business item, please fill out a speaker card and give it to the city clerk. You will be recognized at the time the item is being considered by Council. **Each speaker is limited to a maximum of three minutes. For land-use items, applicants are limited to a maximum of 10 minutes for opening comments and 10 minutes for closing comments.***

2. MOTION 2007-0463 – Michael Kirkish [Applicant/Owner]: Application for related
RTC 08-165 proposals on three parcels totaling 46,212 square feet located at 408 Flora Vista Avenue, 421 South Bayview Avenue and 420 Flora Vista Avenue (near East Iowa Avenue) in R-2 (Low Medium Density Residential) and R-0 (Low Density Residential) Zoning Districts. (Mitigated Negative Declaration)
- Tentative Map to subdivide three lots to nine lots,
 - Rezone from R-0 (Low Density Residential) and R-2 (Low Medium Density Residential) to R-1.5 (Low-Medium-Density Residential) and R-2 Zoning Districts,
 - Special Development Permit to allow six new single family homes.

Staff Recommendation: Council continues item to June 10, 2008.

Staff Contact: Surachita Bose, (408) 730-7443

3. RESOLUTION Public Hearing – Annual Review of Fees and Charges for Fiscal Year
MOTION 2008/2009
RTC 08–169

Staff Recommendation:

- Council conducts a public hearing on annual review of fees and charges for fiscal year 2008/2009 pursuant to the requirements of the City Charter and California Government Code; and
- Council provides staff with direction on any fee requiring further review prior to the budget adoption on June 10, 2008.

Staff Contact: Therese Balbo, (408) 730-7604

4. RESOLUTION Public Hearing on FY 2008/2009 Budget and Resource Allocation Plan
MOTION and Establishment of Appropriations Limit
RTC 08–176

Staff Recommendation:

- Council holds a public hearing to meet the legal requirements of the City Charter, the California Constitution, and the California Government Code; and
- Council provides direction to staff on any issue requiring further review prior to the budget adoption on June 10, 2008.

Staff Contact: Grace Leung, (408) 730-2711

5. RESOLUTION Adoption of Proposed Fiscal Year 2008/2009 Rates for Water and
MOTION Wastewater Utilities
RTC 08–168

Staff Recommendation: Council adopts the attached Resolution increasing water rates by 10% and wastewater rates by 8.5%, for FY 2008/2009.

Staff Contact: Tim Kirby, (408) 730-2712

6. ORDINANCE Resolution of Intention to Levy and Collect Assessment for the Downtown
MOTION Parking Maintenance District for FY 2008/2009 and FY 2009/2010 and
RTC 08–175 Approve Preliminary Engineer's Report

Staff Recommendation: Council takes the following actions:

- Council adopts a Resolution of Intention to levy and collect the assessment for public parking facilities from property owners within the Downtown Parking Maintenance District for FY 2008/2009;
- Council approves the Preliminary Engineer's report;
- Council sets the July 22, 2008 Council meeting as the required public hearing; and
- Council authorizes mailing of Notice of Proposed Assessment and ballots.

Staff Contact: Connie Verceles, (408) 730-7256

7. MOTION Council Intergovernmental Committee Alternate Appointment to the
RTC 08–162 Santa Clara County Emergency Preparedness Council

Staff Recommendation: Council appoints a Councilmember to serve as alternate to the Santa Clara County Emergency Preparedness Council.

Staff Contact: Yvette Agredano, (408) 730-7536

NON-AGENDA ITEMS & COMMENTS

- Council
- Staff

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar
- Draft minutes of the Bicycle and Pedestrian Advisory Commission Meeting of April 17, 2008
- Draft minutes of the Heritage Preservation Commission Meeting of May 7, 2008
- Draft minutes of the Board of Library Trustees Special Meeting of May 27, 2008

ADJOURNMENT

Notice to the Public:

The agenda reports to council (RTC's) may be viewed on the City's Web site at <http://sunnyvale.ca.gov> after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays prior to Tuesday City Council meetings. Please contact the Office of the City Clerk at (408) 730-7483 for specific questions regarding the agenda.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the Office of the City Clerk at or before the public hearing. PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure 1094.5.

Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (29 CFR 35.104 ADA Title II).

GUIDELINES FOR ADDRESSING THE CITY COUNCIL

Public Announcement – Beginning of Council Meeting

- Three minutes or less per speaker.
- Speakers are requested to give their name (address is optional).
- Recognition of a special achievement.
- Announcement of public event with definite time and date.
- Public events that are of community-wide interest that occur on an annual basis. (only announce one time).

Public Hearing – Order of Hearing as Follows:

- Opening remarks by the applicant (if applicable) are limited to 10 minutes.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Anyone interested in addressing the Council (may only speak one time).
- Closing remarks by the applicant (if applicable) are limited to 10 minutes.
- Time limit of three minutes per person (may be extended at discretion of mayor). Please make comments brief and be prepared to provide new input.

Public Comments

- Any item relevant to the City of Sunnyvale.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Items not on the agenda.
- Items that do not fall within the scope of the public announcement section.
- This category is limited to 15 minutes (may be extended or continued after the public hearing/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the city clerk. Individuals are limited to one appearance during this section.

Planning a presentation for a City Council/Planning Commission meeting?

To assist you in utilizing the technology available in the Council Chambers, the publication "*How to Make Your Council Chambers Presentation More Effective*" may be helpful. Copies are available on the tables located at the back of the Council Chambers prior to scheduled City Council and Planning Commission meetings. You may also pick up a copy at the Office of the City Clerk or visit the City's Web site at <http://sunnyvale.ca.gov>.

Planning to present materials to Council?

If you wish to provide the City Council with copies of your presentation materials, **please provide 12 copies of the materials to the city clerk** (located to the left of the Council dais). The city clerk will distribute your items to the Council.

SCHEDULED COUNCIL MEETINGS

DATE	MEETING	TIME	PLACE
June 3, 2008	Council Meeting	7 p.m.	Council Chambers
June 10, 2008	Council Meeting	7 p.m.	Council Chambers
June 24, 2008	Council Meeting	7 p.m.	Council Chambers
July 15, 2008	Council Meeting	7 p.m.	Council Chambers
July 22, 2008	Council Meeting	7 p.m.	Council Chambers
August 12, 2008	Council Meeting	7 p.m.	Council Chambers
August 19, 2008	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

June 4, 2008	Heritage Preservation Commission	7 p.m.	West Conf. Room
June 9, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
June 9, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
June 11, 2008	Administrative Hearing	2 p.m.	West Conf. Room
June 11, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
June 16, 2008	Personnel Board	5 p.m.	Council Chambers
June 18, 2008	Arts Commission	7 p.m.	Council Chambers
June 19, 2008	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conf. Room
June 23, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
June 23, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
June 25, 2008	Administrative Hearing	2 p.m.	West Conf. Room
June 25, 2008	Housing & Human Services Commission	7 p.m.	West Conf. Room
July 7, 2008	Board of Library Trustees	7 p.m.	Council Chambers
July 9, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
July 14, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
July 14, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
July 16, 2008	Administrative Hearing	2 p.m.	West Conf. Room
July 16, 2008	Arts Commission	7 p.m.	Council Chambers
August 13, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers

CHANNEL 15 – KSUN

June 3, 2008	City Council Meeting – Live	7 p.m.
June 4, 2008	City Council Meeting – Replay of June 3, 2008	7 p.m.
June 8, 2008	City Council Meeting – Replay of June 3, 2008	4 p.m.
June 10, 2008	City Council Meeting – Live	7 p.m.
June 11, 2008	City Council Meeting – Replay of June 10, 2008	7 p.m.
June 15, 2008	City Council Meeting – Replay of June 10, 2008	4 p.m.
June 24, 2008	City Council Meeting – Live	7 p.m.
June 25, 2008	City Council Meeting – Replay of June 24, 2008	7 p.m.
June 29, 2008	City Council Meeting – Replay of June 24, 2008	4 p.m.
July 15, 2008	City Council Meeting – Live	7 p.m.
July 16, 2008	City Council Meeting – Replay of July 15, 2008	7 p.m.
July 20, 2008	City Council Meeting – Replay of July 15, 2008	4 p.m.
July 22, 2008	City Council Meeting – Live	7 p.m.
July 23, 2008	City Council Meeting – Replay of July 22, 2008	7 p.m.
July 27, 2008	City Council Meeting – Replay of July 22, 2008	4 p.m.
August 12, 2008	City Council Meeting – Live	7 p.m.
August 13, 2008	City Council Meeting – Replay of August 12, 2008	7 p.m.
August 17, 2008	City Council Meeting – Replay of August 12, 2008	4 p.m.
August 19, 2008	City Council Meeting – Live	7 p.m.
August 20, 2008	City Council Meeting – Replay of August 19, 2008	7 p.m.
August 24, 2008	City Council Meeting – Replay of August 19, 2008	4 p.m.